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5 IN THE UNITED STATES DISTRICT COURT  
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
7

8 UNITED STATES OF AMERICA,  
9 Plaintiff,  
10 v.  
11 PACIFIC GAS & ELECTRIC CO.,  
12 Defendant.

No. C 09-4503 SI

**ORDER GRANTING UNOPPOSED  
MOTION TO INTERVENE**

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14 Communities for a Better Environment (CBE) has filed a motion to intervene as plaintiff. CBE  
15 is entitled to intervention as of right under Federal Rule of Civil Procedure 24(a)(1) and Section  
16 304(b)(1)(B) of the Clean Air Act, 42 U.S.C. § 7604(b)(1)(B). Both the United States and PG&E have  
17 filed statements of non-opposition to the motion. Accordingly, the Court GRANTS CBE's motion to  
18 intervene as plaintiff and VACATES the March 12, 2010 hearing on the matter. (Docket No. 16).

19  
20 **IT IS SO ORDERED.**

21  
22 Dated: March 3, 2010

  
23 SUSAN ILLSTON  
United States District Judge